

**SUPREME COURT MINUTES  
THURSDAY, JANUARY 10, 2013  
SAN FRANCISCO, CALIFORNIA**

**S200158**      H036501 Sixth Appellate District

**PEOPLE v. CLANCEY  
(WESLEY CIAN)**

Supplemental briefing ordered

The parties are requested to submit letter briefs addressing the following: Does the Attorney General contest defendant's claim that he is entitled to a remand to enable the trial court to decide, under *People v. Tanner* (1979) 24 Cal.3d 514, 521-522, whether defendant should be returned to custody? (See Reply Brf. at p. 36.) If so, does *Tanner* remain good law? (See *People v. Statum* (2002) 28 Cal.4th 682, 695-696.) If *Tanner* remains good law, what showing is required to enable a defendant to avoid being returned to custody? (See *People v. Statum, supra*, 28 Cal.4th at pp. 696-697, fn. 5.) The Attorney General is requested to serve and file a letter brief on or before January 20, 2013. Upon the filing of that brief, defendant is requested to serve and file a responsive letter brief within 10 days thereafter.

**S200158**      H036501 Sixth Appellate District

**PEOPLE v. CLANCEY  
(WESLEY CIAN)**

Order filed

The order filed on January 10, 2013, signed by Cantil-Sakauye, C. J., is hereby amended to read in its entirety:

The parties are requested to submit letter briefs addressing the following: Does the Attorney General contest defendant's claim that he is entitled to a remand to enable the trial court to decide, under *People v. Tanner* (1979) 24 Cal.3d 514, 521-522, whether defendant should be returned to custody? (See Reply Brf. at p. 36.) If so, does *Tanner* remain good law? (See *People v. Statum* (2002) 28 Cal.4th 682, 695-696.) If *Tanner* remains good law, what showing is required to enable a defendant to avoid being returned to custody? (See *People v. Statum, supra*, 28 Cal.4th at pp. 696-697, fn. 5.) The Attorney General is requested to serve and file a letter brief on or before January 22, 2013. Upon the filing of that brief, defendant is requested to serve and file a responsive letter brief within 10 days thereafter.